AMENDMENTS TO THE CLAIMS:

This listing of claims will replace all prior versions, and listings, of claims in the application:

LISTING OF CLAIMS:

1-7. (canceled)

8. (new) An information reproducing and recording apparatus comprising:

a reproducing unit which reproduces program information pieces from a first recording medium recording a plurality of program information pieces;

a recording/reproducing unit which records at least one program information piece on a second recording medium or reproduces program information pieces from the second recording medium recording a plurality of program information pieces;

a controller which controls both of the reproducing unit and the recording/reproducing unit,

wherein the controller comprises:

a determining device which determines whether or not program information pieces recorded on the first recording medium is recorded on the second recording medium;

a recording controlling device which controls the recording/reproducing unit, in cases where it is determined that at least one program information piece out of program information pieces is not recorded, so that the program information piece

2

determined not to be recorded is recorded on the second recording medium and an order information is stored in a database, the order information indicating order of record position of the program information pieces recorded on the first recording medium; and

a reproducing controlling device which controls the recording/reproducing unit so that the program information pieces are reproduced from the second recording medium according to the order indicated by the order information stored in the database.

9. (new) The information reproducing and recording apparatus according to claim 8,

wherein the determining device comprises:

an information recording determining device which compares management information corresponding to the program information piece recorded on the first recording medium and management information corresponding to the program information piece recorded on the second recording medium, and determines whether or not the management information on the first recording medium is present on the second recording medium;

an attribute information acquiring device which acquires attribute information in relation to the program information piece in cases where it is determined that the management information on the first recording medium is not present on the second recording medium; and

3

an attribute information recording determining device which determines, by referring a database having history information including attribute information in relation to the program information piece recorded on the second recording medium, whether or not the acquired attribute information is present in the database;

wherein the determining device determines that the program information piece recorded on the first recording medium is not recorded on the second recording medium in cases where it is determined by the attribute information recording determining device that the attribute information is not present in the database.

10. (new) A method of recording program information pieces on a second recording medium and reproducing program information pieces from the second recording medium, comprising the processes of:

determining whether or not program information pieces recorded on a first recording medium is recorded on the second recording medium;

controlling, in cases where it is determined that at least one program information piece out of program information pieces is not recorded, so that the program information piece determined not to be recorded is recorded on the second recording medium and an order information is stored in a database, the order information indicating order of record position of the

4

program information pieces recorded on the first recording medium; and

controlling so that the program information pieces are reproduced from the second recording medium according to the order indicated by the order information stored in the database.

11. (new) An information recorded medium wherein a program for computer which records program information pieces on a second recording medium and reproduces program information pieces from the second recording medium is recorded so as to be read by the computer, the program makes the computer function as:

determining whether or not program information pieces recorded on a first recording medium is recorded on the second recording medium;

controlling, in cases where it is determined that at least one program information piece out of program information pieces is not recorded, so that the program information piece determined not to be recorded is recorded on the second recording medium and an order information is stored in a database, the order information indicating order of record position of the program information pieces recorded on the first recording medium; and

controlling so that the program information pieces are reproduced from the second recording medium according to the order indicated by the order information stored in the database.